

**MARICOPA COUNTY FLOOD CONTROL DISTRICT BOARD OF DIRECTORS MINUTE BOOK**

**INFORMAL SESSION  
April 7, 2008**

The Board of Directors of the Flood Control District of Maricopa County, Phoenix, Arizona, convened in Informal Session at 10:00 a.m., April 7, 2008, in the Board of Supervisors' Auditorium, 205 W. Jefferson, Phoenix, Arizona, with the following members present: Andrew Kunasek, Chairman, District 3; Max W. Wilson, Vice Chairman, District 4; Fulton Brock, District 1 and Don Stapley, District 2. Absent: Mary Rose Wilcox, District 5. Also present: Lupe Lerma, Assistant Deputy Clerk; Liz Evans, Minutes Coordinator; Sandi Wilson, Deputy County Manager and Chris Keller, Chief Counsel, Civil Division. Votes of the Members will be recorded as follows: aye-nay-absent-abstain.

**EXECUTIVE SESSION**

Motion was made by Director Stapley, seconded by Wilson, and unanimously carried (4-0-1) to recess and reconvene in Executive Session in the Tom Sullivan Conference Room to consider items listed on the Executive Agenda, pursuant to listed statutory authority, as follows.

**Note: The Board of Directors of the Flood Control District sat in dual executive session as the Board of Supervisors for the following item only. Chairman Kunasek recused himself for a conflict of interest and Director Wilson received the gavel and chaired the following portion of the meeting at 1:05 p.m.**

**LEGAL ADVICE; PENDING OR CONTEMPLATED LITIGATION; CONTRACTS SUBJECT TO NEGOTIATION; SETTLEMENT DISCUSSIONS CONDUCTED IN ORDER TO AVOID OR RESOLVE LITIGATION; PURCHASE, SALE OR LEASE OF REAL PROPERTY – A.R.S. §38-431.03(A)(3), (A)(4) and (A)(7)**

**FCD-1. Transwestern Pipeline Company v. FCD, CV07-2333-PHX-JWS (consolidated)**

Kenny Harris, Assistant County Manager  
Tim Phillips, Chief Engineer & General Manager  
Mike Wilson, Public Works Real Property Manager  
Adrian Gough, Deputy County Attorney  
Jean Rice, Deputy County Attorney

**LEGAL ADVICE; PENDING OR CONTEMPLATED LITIGATION – A.R.S. §38-431.03(A)(3) and (A)(4)**

**FCD-2. Dreiseszun, et al. v. Vulcan Materials and Flood Control District of Maricopa County, CV2002-014968**

Kenny Harris, Assistant County Manager  
Tim Phillips, Chief Engineer & General Manager  
Roberta Livesay, Outside Counsel  
John Paulsen, Deputy County Attorney

**MEETING ADJOURNED**

After discussion on the above listed item and there being no further business to come before the Board, the meeting was adjourned.

ATTEST:

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Andrew Kunasek, Chairman of the Board

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Lupe Lerma, Assistant Deputy Clerk of the Board